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State of Utah

DEPARTMENT OF NATURAL RESOURCES

Division of Oil, Gas & Mining

MICHAEL R. STYLER
Executive Director

JOHN R. BAZA
Division Director

Inspection Report

Minerals Regulatory Program

May 28, 2013

Reviewed: PNB for PBB

Mine Name: Windy #3	Permit Number: S/053/0071
Operator Name: Color Country Rock, LLC (Jeff Fawcett)	Inspection Date: May 8, 2013
Inspector(s): Lynn Kunzler	Time: 8:30 am
Other Participants: None	Mine Status: no activity

Elements of Inspection

1. Permits, Revisions, Transfer, Bonds
2. Public Safety (shafts, adits, trash, signs, highwalls)
3. Protection of Drainages / Erosion Control
4. Deleterious Material
5. Roads (maintenance, surfacing, dust control, safety)
6. Concurrent Reclamation
7. Backfilling/Grading (trenches, pits, roads, highwalls, shafts,
8. Soils
9. Revegetation
10. Other

Evaluated Comment Enforcement

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Purpose of Inspection:

Routine Inspection.

Inspection Summary:

The annual permit fees for this operation are up to date. The surety for this site was originally with Sun Bank (LOC) that went into receivership with FDIC. Currently there is no bond on this site. In January of 2013, the Division received an incomplete transfer application to transfer this permit to Robert Stone, Inc. Deficiencies with the transfer application included problems with the signature pages, and no replacement surety being provided. This operation is still the responsibility of Color Country Rock. A surety needs to be provided ASAP in the amount of \$27,800 or enforcement action should be taken.

The site itself has been inactive for several months, other than removal of some rock that had been stockpiled along the access road near the county road. The site was free of excess debris. The access road should be maintained to remove gullies that have recently formed, and water bars should be installed to reduce erosion on the road.

Photos were taken to document site conditions

Conclusions and Recommendations:

The operator needs to be contacted to provide the replacement surety of \$27,800, or to have the transfer application completed and have the new company provide the surety. Enforcement action should be taken if the surety is not provided within a reasonable timeframe.

Inspector's Signature

cc: Jeff Fawcett, Operator
BLM, (St. George Field Office)

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